
ENGROSSED SUBSTITUTE SENATE BILL 6512

State of Washington

63rd Legislature

2014 Regular Session

By Senate Ways & Means (originally sponsored by Senators Becker, Sheldon, Holmquist Newbry, Rivers, Brown, Padden, Angel, Dammeier, Dinsel, King, Hewitt, Honeyford, and Pearson)

READ FIRST TIME 02/11/14.

1 AN ACT Relating to federal funding programs requiring changes in
2 state law; adding a new section to chapter 44.28 RCW; and creating a
3 new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** (1) The legislature finds that the federal
6 government has, on occasion, required states to change state law as a
7 condition of receiving federal funds. There are legal limits to that
8 practice. In *National Federation of Independent Business (NFIB) v.*
9 *Sebelius*, 567 U.S. ___, 132 S. Ct. 2566 (2012), the United States
10 supreme court ruled that a provision in United States Public Law 111-
11 148, the patient protection and affordable care act, requiring states
12 to expand medicaid coverage as a condition of receiving medicaid
13 funding, was impermissibly coercive.

14 (2) The legislature further finds that requirements in federal law
15 to change Washington law as a condition of receiving federal funds
16 have, on occasion, required Washington to expand state programs,
17 driving costs of state government up and raising concerns that future
18 federal funding will not cover the expanded obligations.

1 (3) The legislature further finds that these funding conditions
2 should receive closer scrutiny, and therefore directs the joint
3 legislative audit and review committee to annually report to the
4 legislature regarding federal funding programs affecting Washington
5 state health and human services agencies that require changes in state
6 statutes as a condition of receiving federal funding.

7 NEW SECTION. **Sec. 2.** A new section is added to chapter 44.28 RCW
8 to read as follows:

9 The joint legislative audit and review committee must, by December
10 1st each year, report to the legislature regarding federal funding
11 programs greater than twenty-five million dollars in biennial
12 expenditures affecting Washington state health and human services
13 agencies and the common school system that specify conditions requiring
14 changes in state statutes as a condition of receiving federal funding.

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